

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of

Osamu OTSUKA

Serial No.: 10/698,391

Group Art Unit: 2181

Filing Date: November 3, 2003

Examiner: Unknown

For: **MOBILE RADIO EQUIPMENT AND METHOD OF CONTROLLING  
TRANSMISSION RATE FOR MOBILE RADIO EQUIPMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



**INFORMATION DISCLOSURE STATEMENT**

Sir:

Under the provisions of 37 CFR §1.97 through §1.99 and pursuant to applicant's duty of disclosure under 37 CFR §1.56, applicant respectfully brings the following documents cited in the Chinese Office Action and listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. Copies of the listed documents are provided herewith for the convenience of the Examiner.

In compliance with the requirements of 37 CFR §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of portions of an official action by a foreign examiner in which the reference was cited. The relevance to the pending U.S. patent application is that the reference was cited in a foreign patent application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of the foreign examiner or the claims of the foreign application under the laws of that country or the United States relative to the subject matter claimed in the present application has been made, the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted herewith.

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which the applicant is aware.

10/698,391  
DP-977 US  
MAR.092

It is respectfully requested that the listed references be considered by the Examiner and formally made of record in this application.

Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-0481.

Respectfully submitted,



Sean M. McGinn

Registration No. 34,386

Date: \_\_\_\_\_

6/17/05

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# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Docket Number (Optional)

DP-977 US

Application Number

10/698,391

Applicant(s)

Osamu OTSUKA

Filing Date

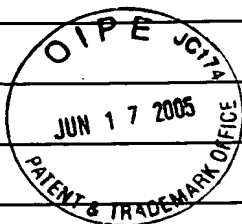
November 3, 2003

Group Art Unit

2181

## U.S. PATENT DOCUMENTS

| *EXAMINER<br>INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|----------------------|-----|-----------------|------|------|-------|----------|-------------------------------|
|                      |     |                 |      |      |       |          |                               |
|                      |     |                 |      |      |       |          |                               |
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## U.S. PATENT APPLICATION PUBLICATIONS

| *EXAMINER<br>INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|----------------------|-----|-----------------|------|------|-------|----------|-------------------------------|
|                      |     |                 |      |      |       |          |                               |
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## FOREIGN PATENT DOCUMENTS

|  | REF | DOCUMENT NUMBER | DATE     | COUNTRY | CLASS | SUBCLASS | Translation |    |
|--|-----|-----------------|----------|---------|-------|----------|-------------|----|
|  |     |                 |          |         |       |          | YES         | NO |
|  |     | 1263681A        | 08/16/00 | CHINA   |       |          |             | ✓  |
|  |     |                 |          |         |       |          |             |    |
|  |     |                 |          |         |       |          |             |    |
|  |     |                 |          |         |       |          |             |    |
|  |     |                 |          |         |       |          |             |    |

## OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

Chinese Office Action dated March 11, 2005, with English translation.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.